GOVERNMENT OF MYSORE

LABOUR AND MUNICIPAL ADMINISTRATION

DEPARTMENT (LABOUR)

Labour Disputes.—Industrial Dispute between the Workmen and the Management of Balegadde Estate, Mudigere Post, Chickmagalur District.

Award of the Industrial Tribunal, Bangalore published.

Read the following papers —

(i) Letter No I. T 2:60 61/66-67 dated 18th February 1967 from Shri A Panchaksharaiah, Presiding Officer, Industrial Tribunal, Bangalore.

BEFORE THE INDUSTRIAL TRIBUNAL IN MYSORE, BANGALORE.

Dated 18th February 1967.

Present:

Shri A Panchaksharaiah, B A., (Hons), L.L.B., Presiding Officer.

I. D No 76 of 1966.

The Workmen of Balegadde Estate, Mudigere Post, Chickmagalur Dist. ... .. *I Party.*

—Vs—

The Management of Balegadde Estate, Mudigere Post, Chickmagalur District. ... ... *II Party.*

Reference.

(Government Order No LMA 84 LLE 65, dated 30th March 1966)

AWARD.

The dispute in regard to Bonus at the rate of 50% of the nett profit subject to a minimum of one month's wages irrespective of the profit or loss for the year 1962-63 existing between the I Party Workmen and the Management of Balegadde Estate, Chickmagalur District, was referred to this Tribunal for adjudication under Section 10 (1) (d) of the Industrial Disputes Act, 1947, (Central Act XIV of 1947) by the Government of

Mysore in their Order No. LMA 84 LLE 65, dated 30th March 1966. This Reference was registered as I. D. No. 76 of 1966 and Notices were taken out to Parties. The I Party Workmen filed the claim statement on 6th May 1966 in the course of which they contended that the II Party has made good profits for the year 1962-63 and therefore, the II Party is in a position to give them bonus at the rate of 50% of the nett profits.

2. As against this, the II party filed the counter statement denying the allegations in the claim statement. The same was replied to by the I party. Issues were framed in addition to the points of dispute and the case was taken up on 8th August 1966 at Chickmagalur Camp and adjourned. The case was taken up on 10th October 1966. On 10th October 1966, the I Party was present and the II Party was absent. It was adjourned to next day to enable the II Party to be present. But even on the next day, the II Party was not present. On 12th October 1966, the I Party filed additional statement. The case was taken up on 30th January 1967 at Chickmagalur Camp on which date, the I Party was absent, whil the II Party was present through one Muthanna. The case was adjourned to 15th February 1967 at Chickmagalur Camp on which day again the I Party was absent. However, Sri B. G Muthanna, for the II Party was present. Finding that the I party was not anxious to prosecute the case, the I Party was placed as *Ex-parte*. Under the circumstances, there is no other alternative but to reject the Refernce on the ground that the I Party has failed to substantiate the dispute and has failed to make out a case for claiming bonus.

3. In the result, this Reference fails and the same is rejected as the dispute is not substantiated. However, under the circumstances of the case each Party will bear its own cost.

A. PANCHAKSHARAIAH,
Presiding Officer,
Industrial Tribunal,
Bangalore.

ORDER.

Bangalore, dated 16th March 1967.

S. O. 659.—WHEREAS by State Government Order No. PLM 84 LLE 65, dated 30th March 1966 the Industrial Dispute between the Workmen and the Management of Balegadde Estate, Mudigere Post, Chickmagalur District, was referred to the Industrial Tribunal, Bangalore for adjudication.

AND WHEREAS the Industrial Tribunal, Bangalore has submitted to the State Government its award in respect of the said Industrial Dispute ;

NOW, THEREFORE, in exercise of the powers conferred by Section 17 of the Industrial Disputes Act, 1947 (Central Act XIV of 1947), the Government of Mysore, are pleased to direct the publication of the said award as above in the *Mysore Gazette*.

[No. LMA 84 LLE 65.]

By Order and in the name of the Governor of Mysore,

3227 **G. G. PUROHIT**, *Under Secy.*